

**City of Pomona
Successor Agency Oversight Board
Special Meeting
September 13, 2012
1:30 p.m.**

Pomona City Council Chambers

505 S. Garey Avenue, Pomona

Board Members Present

Leslie Barnes, Board Member
Mike Gregoryk, Board Member
Alfa Lopez, Board Member
Carrie Sutkin, Chair
Bruce Saito, Board Member

Board Members Absent

Elliott Rothman, Vice Chair
Gerry Hertzberg, Board Member

Staff Members Present

Linda Lowry, City Manager
Andrew Jarrod, Assistant City Attorney
Teresa L. Highsmith, Oversight Board Legal Counsel
Paula Chamberlain, Director of Finance
Raymond Fong, Director of Redevelopment
Pamela Perkins, Deputy City Clerk

1. CALL TO ORDER

A) Roll Call by the Deputy City Clerk

The Roll Call was taken by the Deputy City Clerk

B) Pledge of Allegiance

The Pledge of Allegiance was led by the Deputy City Clerk.

2. PUBLIC COMMENT

There was none.

3. APPROVAL OF MINUTES

(A) MEETING OF MAY 3, 2012

(B) MEETING OF MAY 24, 2012

On motion of Board Member Gregoryk, seconded by Chair Sutkin, carried by unanimous vote of the members present (4-0-2-1) Board Member Saito abstained and Vice Chair Rothman and Board Member Hertzberg absent, the Board approved the minutes of May 3, 2012 and May 24, 2012.

4. ADOPTION OF A RESOLUTION TO CHANGE THE REGULAR MEETING DAY AND TIME OF THE OVERSIGHT BOARD FROM THE FOURTH THURSDAY OF THE MONTH AT 9:30 A.M. TO THE SECOND THURSDAY OF THE MONTH AT 1:30P.M.

Chair Sutkin stated that the schedule is being changed to accommodate Board Member Gregoryk.

On motion of Board Member Gregoryk, seconded by Board Member Saito, carried by unanimous vote of the members present (5-0-2-0) Vice Chair Rothman and Board Member Hertzberg absent, the item was approved.

5. ADOPTION OF A RESOLUTION APPROVING A CONFLICT-OF-INTEREST CODE

Theresa L. Highsmith, Oversight Board Legal Counsel, stated that with the passage of AB1X26 and AB1484, the Oversight Board is a separate public agency and is required to adopt a Conflict-of-Interest Code. She added that the Conflict-of-Interest Code that is before the Board for adoption, is a model of the code that the Fair Political Practices Commission publishes. Also included with the staff report, is a copy of a legal opinion from the League of California Cities.

Board Member Gregoryk expressed concern with completing several copies of the Statement of Economic Interests (Form 700) for the various committees and Boards that he serves on. Ms. Highsmith clarified that in the future, Board Members can list all of the Boards they serve, on that are within the same jurisdictional boundaries, on the same form.

Chair Sutkin reminded Board Members to submit their Form 700 if they have not done so.

On motion of Board Member Barnes, seconded by Board Member Saito, carried by unanimous vote of the members present (5-0-2-0) Vice Chair Rothman and Board Member Hertzberg absent, the item was approved .

6. DEPARTMENT OF FINANCE COMMUNICATIONS

Paula Chamberlain, Director of Finance, provided an oral report and apologized for not submitting a written staff report. She stated that she contacted the Department of Finance (DOF) on August 15, 2012 for verification on the statutory pass-through amounts and only received an auto-reply which stated that they would contact her in two weeks. Ms. Chamberlain added that she contacted the County and was told that the City was only obligated for statutory pass-through's from July 1, 2012 through December 31, 2012. On August 30, 2012, the Recognized Obligation Payment Schedule (ROPS) for the January through June, 2013, with the updated information, was sent to the DOF, the County and all parties mandated by AB1484.

Ms. Chamberlain also stated that on September 5, 2012, she contacted the DOF to request a "Meet and Confer" regarding the housing assets list and their findings. The DOF findings include some properties and vehicles purchased for the housing inspectors that the DOF stated are not low-moderate housing assets.

Lastly, Ms. Chamberlain spoke briefly on the Agreed Upon Procedures (AUP) from the County. She added that the AUP will be sent to the DOF and Staff is working on the responses to a couple of bond issues that are being questioned.

By common consent, there being no objections, the report was received and filed.

6. FUTURE AGENDA ITEMS

The following item was requested to be placed on the next agenda:

- Discussion and update on the Successor Agency's asset strategy

Chair Sutkin requested staff to provide an update on the Due Diligence Review (DDR) review due in October. Theresa L. Highsmith, Oversight Board Legal Counsel, stated that AB1484 requires a general public hearing meeting to allow the public to review the DDR and a separate meeting five days later for the Board to approve the DDR. The approved DDR must be submitted to the DOF by October 15, 2012.

Chair Sutkin asked for additional information on what the DDR audit will entail. Paula Chamberlain, Director of Finance, stated that the audit will go back to Fiscal Year 2010-11 and will focus on liquid assets to verify that they were transferred correctly. The DDR audit is being conducted by the same auditors that completed the AUP.

By Common Consent, there being no objection the Board scheduled the following meeting dates:

- **October 4, 2012 1:30 p.m. for the DDR public hearing**
- **October 11, 2012, 1:30 p.m. for Board approval of DDR**

Chair Sutkin requested that a staff report in a narrative format be provided with the completed DDR.

Raymond Fong, Director of Former Redevelopment Agency invited the Board members on a tour of the City's Project Areas.

8. ADJOURNMENT

The meeting was adjourned at 2:03 p.m. The next Special Meeting is scheduled for Thursday, October 4, 2012 at 1:30 p.m. in the City Council Chambers, 505 South Garey Avenue, Pomona.

Pamela Perkins, Deputy City Clerk

ATTEST:

Carrie Sutkin, Chairperson